HOUSE JOURNAL

SEVENTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIFTY-FIFTH DAY (CONTINUED) — FRIDAY, APRIL 20, 2001

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 156).

Present — Mr. Speaker; Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, D.; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Kolkhorst; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Martinez Fischer; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Telford; Thompson; Tillery; Truitt: Turner, B.: Turner, S.: Uher: Uresti: Villarreal: Walker: West: Williams: Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent, Excused — Hilbert; Junell; Talton; Wilson.

The invocation was offered by Dr. Bruce Webb, pastor, Central Baptist Church, Jacksonville, as follows:

Lord, here I am standing in the house of representatives of the great State of Texas. Praying in front of all these important, successful, and influential legislators! But something tells me you're not all that impressed. Just the invitation to be a guest in this place tempts me to get the "big head." I pray you might rescue these good people from that kind of self-inflated smallness.

Our Father, we all know what does impress you. To do justice, to love kindness, and to walk humbly before our God. You want men and women in churches and in government who, as my Mama Clara used to say, "won't get too big for their britches."

Help us to honor the simple lessons we learned from growing up in a state like this one, with God-fearing parents, who knew what it was to work for prosperity and who fought for the freedom we now enjoy—who taught us the integrity of a "handshake deal," straightforward honesty, unselfishness, compassion for those in need, personal responsibility, and respect for all. Help our state be a very needed example to the rest of our nation of good and decent government, which empowers and inspires the best in its people.

I thank you, Lord, for the service these men and women give. They carry the weight and responsibility of an entire state on their shoulders. Bless them and their families with health and peace. Amidst all the many voices calling out to them, help them hear you. Give them both the wisdom to know what is right, and then the courage to do it.

I pray this in the name of the risen Lord, Jesus Christ. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business:

Junell on motion of Alexander.

Wilson on motion of R. Lewis.

Talton on motion of Denny.

The following member was granted leave of absence for today because of illness:

Hilbert on motion of Haggerty.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 33).

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 13).

CAPITOL PHYSICIAN

The speaker recognized Representative F. Brown who presented Doctors John Frederick and Pearl Carrillo of Bryan as the "Doctors for the Day."

The house welcomed Doctors Frederick and Carrillo and thanked them for their participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

HR 791 - ADOPTED (by Callegari)

Representative Callegari moved to suspend all necessary rules to take up and consider at this time **HR 791**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 791, In memory of Crystal Kay Cheatheam of Katy.

HR 791 was read and was unanimously adopted by a rising vote.

On motion of Representative Heflin, the names of all the members of the house were added to ${\bf HR}$ 791 as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Callegari, who introduced the family of Crystal Kay Cheatheam.

HR 145

HR 145, honoring the retirement of the Reverend Earl J. Banning from Braeswood Assembly of God Church in Houston, having been previously adopted, was read.

(Speaker pro tempore in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HR 134 was withdrawn.

- **HR 223** (by Gallego), Commending the Honorable Jack Brunson of Marfa for his service as Presidio County Judge.
- **HR 235** (by Kitchen, et al.), Honoring the National Board Certified Teachers in Texas and school districts that support the National Board for Professional Teaching Standards program.
- **HR 240** (by McCall), Recognizing February 20, 2001, as Collin County Day at the State Capitol.
- **HR 247** (by Counts), Honoring Dr. Harry L. Krenek of Snyder on the occasion of his retirement as president of Western Texas College.
- **HR 268** (by Gallego), Honoring Allen Zan Matthies of Pecos County on his retirement.
- **HR 272** (by Chisum), Commemorating the 100th anniversary of the Yellowhouse Masonic Lodge in Lubbock.
 - HR 289 (by B. Brown), Honoring the Forney Independent School District.
- **HR 290** (by B. Brown), Congratulating the Forney High School Jackrabbits football team on winning the UIL Class 3A regional championship and on its remarkable 2000 season.
- **HR 298** (by Wolens), Welcoming the Dallas Assembly to the State Capitol on February 19, 2001.
- **HR 310** (by G. Lewis), Honoring the retirement of Rainey J. Crawford of Kansas City, Missouri.
- **HR 314** (by Hilderbran), Honoring T. D. Hall for his many years of service as a constable for Kerr County.
- **HR 330** (by J. Davis), Recognizing February 21, 2001, as Leadership La Porte-Bayshore Day at the State Capitol.

- **HR 337** (by Dunnam), Honoring the A. Philip Randolph Institute for its significant civic contributions.
- **HR 398** (by Gray, et al.), Honoring Jack Miller of Galveston for his many good works.
- **HR 466** (by Kuempel), Honoring Robbie Hetherington of San Marcos for his myriad achievements.
- **HR 555** (by Morrison), Recognizing April 7-15, 2001, as Emu Awareness Week in Texas.
- **HR 638** (by J. Davis), Recognizing March 2001 as National Athletic Training Month and honoring the certified athletic trainers at CHRISTUS St. John Sports Medicine in Nassau Bay.
- **HR 645** (by Keffer), Honoring Betty Blanton Crabtree for her outstanding contributions to the Hood County community.
- **HR 653** (by Hope), Honoring Don A. Buckalew of Conroe for his outstanding service to his community.
- **HCR 110** (by Counts), Honoring professional golfer Charles Coody of Abilene.
- **HCR 118** (by Crownover), In honor of Greg Brown for his receipt of a Dallas 100 Award.
- **HCR 120** (by G. Lewis), Honoring the Work Advantage Tarrant County Workforce Development Board for its many civic contributions.
- **HCR 123** (by Geren), Honoring LaDainian Tomlinson on his receipt of the 2000 Doak Walker Award.
- **HCR 127** (by G. Lewis, et al.), Honoring Julie Euseppi for her outstanding service to the office of State Representative Glenn O. Lewis.
- HCR 128 (by G. Lewis), Honoring Steve Palko for being named Business Volunteer of the Year by the National Alliance of Business.
- **HCR 141** (by G. Lewis), Honoring Gloria Zuniga of Brownwood, an intern in State Representative Glenn O. Lewis's district office, for her outstanding service.
 - HCR 144 was withdrawn.
- **HCR 146** (by G. Lewis), Honoring Trinna Ashley as an Outstanding Teacher of the Fort Worth Independent School District for 2001.
- **HCR 147** (by G. Lewis), Honoring Gary Don Boswell as an Outstanding Teacher of the Fort Worth Independent School District for 2001.
- **HCR 148** (by G. Lewis), Honoring Ola C. Bradford as an Outstanding Teacher of the Fort Worth Independent School District for 2001.
- **HCR 149** (by G. Lewis), Honoring Tom E. Carter as an Outstanding Teacher of the Fort Worth Independent School District for 2001.
- **HCR 150** (by G. Lewis), Honoring Linda Edwards as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 151 (by G. Lewis), Honoring Kimberly Estrada as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 152 (by G. Lewis), Honoring Novella Langham as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 153 (by G. Lewis), Honoring E. Cloye Largent as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 154 (by G. Lewis), Honoring Betty Lewis as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 155 (by G. Lewis), Honoring Arlene Manning as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 156 (by G. Lewis), Honoring Janie Webb as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 157 (by G. Lewis), Honoring Lisa White as an Outstanding Teacher of the Fort Worth Independent School District for 2001.

HCR 215 (by Kuempel), Honoring the Natural Resources Institute for its many contributions to the state.

The resolutions were adopted without objection.

The following memorial resolutions were laid before the house:

HR 451 (by Keel), In memory of Nell Myers of Austin.

HR 452 was previously adopted.

HR 459 (by Dutton), In memory of Dr. Marion George Ford, Jr., of Houston.

HR 469 (by Delisi), In memory of Eunice A. Sommer of Temple.

HR 470 (by Delisi), In memory of William Lee Zabcik of Zabcikville.

HR 527 (by Goolsby), In memory of Marvin Ray Stevens of Star Harbor.

HR 528 (by Goolsby), In memory of George Clinton "Clint" Chavanne of Dallas.

HR 546 (by Madden), In memory of the Honorable John Akin of Wylie.

HR 548 (by Madden), In memory of John Davis Weinberg.

HR 549 (by Madden), In memory of Jackie Blakely of Plano.

HR 550 (by Madden), In memory of Gary Burns, assistant fire chief for the City of Frisco.

HR 567 (by Ritter), In memory of Senator D. Roy Harrington of Port Arthur.

HR 571 (by Delisi), In memory of Marsha Murray Harlow of San Antonio.

HR 583 (by Hardcastle), In memory of Dr. Samuel C. "Sam" Waters of Wichita Falls.

HR 621 (by Hochberg), Honoring the memory of Mel Reingold of Houston.

The resolutions were unanimously adopted by a rising vote.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

SCR 47 - ADOPTED (J. Davis - House Sponsor)

Representative J. Davis moved to suspend all necessary rules to take up and consider at this time SCR 47.

The motion prevailed without objection.

The following resolution was laid before the house:

SCR 47, Honoring the retired Houston Ship Channel Pilots and designating each of them as a Pilot Emeritus.

SCR 47 was adopted without objection.

HR 795 - ADOPTED (by Hardcastle)

Representative Hardcastle moved to suspend all necessary rules to take up and consider at this time **HR 795**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 795, Honoring William Ingram Smith for his outstanding service and many achievements.

HR 795 was adopted without objection.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR SECOND READING

The following bills were laid before the house, read second time, and passed to third reading, and the following resolutions were laid before the house on committee report and adopted (members registering votes are shown following the caption):

HB 65 (by Pitts), A bill to be entitled An Act relating to the assignment of the judge of the 378th District Court as a visiting judge.

HB 66 (by Pitts), A bill to be entitled An Act relating to the regulation of certain water well drillers.

HB 100 (by Maxey), A bill to be entitled An Act relating to the regulation of certain health care activities using the Internet.

CSHB 116 (by Najera and Uresti), A bill to be entitled An Act relating to registration with the Selective Service System of certain applicants for a driver's license. (Burnam recorded voting no)

- **HB 139** (by Wise), A bill to be entitled An Act relating to the possession, use, and delivery of certain controlled substances and volatile chemicals; providing penalties.
- **CSHB 166** (by F. Brown), A bill to be entitled An Act relating to the establishment or use of certain cemeteries.
- **HB 171** (by G. Lewis, et al.), A bill to be entitled An Act relating to the prosecution of and the punishment for certain offenses involving damage or destruction of property.
- **CSHB 200** (by Pitts), A bill to be entitled An Act relating to the creation of an additional county court at law in Ellis County and to the jurisdiction of the county courts at law in that county.
- **CSHB 266** (by Ellis), A bill to be entitled An Act relating to the conveyance of certain state property from the Texas Board of Criminal Justice to the Board of Regents of the Texas State University System.
- **HB 402** (by Giddings), A bill to be entitled An Act relating to the abolishment of the medicinal and physician's permits for buying or dispensing liquor.
- **CSHB 490** (by Heflin), A bill to be entitled An Act relating to the administration and collection of ad valorem taxes.
- **HB 495** (by Smith), A bill to be entitled An Act relating to the definition of an antique vehicle under the junked vehicle public nuisance law.
- **CSHB 521** (by Gallego), A bill to be entitled An Act relating to the donation of certain property and equipment of the Maverick County Hospital District.
- **HB 534** (by Thompson), A bill to be entitled An Act relating to the jurisdiction, powers, and duties of an assigned statutory probate court judge.
- **HB 535** (by Thompson), A bill to be entitled An Act relating to recording information concerning appointment of certain visiting judges.
- **HB 569** (by Gallego), A bill to be entitled An Act relating to administrative approval of state employee contributions to the sick leave pool.
- **CSHB 663** (by R. Lewis and Wise), A bill to be entitled An Act relating to the regulation of tanning facilities.
- **CSHB 787** (by Gallego), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Brewster County Groundwater Conservation District.
- **HB 805** (by Bonnen), A bill to be entitled An Act relating to the percentage of money received by a crime stoppers organization that may be used for administrative costs.
- **CSHB 835** (by Kitchen, Hopson, Naishtat, Hawley, et al.), A bill to be entitled An Act relating to the study of a buy-in option for the state child health plan.

- HB 907 was withdrawn.
- **HB 935** (by Solis), A bill to be entitled An Act relating to the establishment of a flexibility rating system for directives sent by the Texas Workforce Commission to local workforce development boards.
- **HB 936** was withdrawn and, pursuant to Rule 6, Section 24, of the House Rules, was returned to the Committee on Calendars.
- **HB 940** (by Haggerty), A bill to be entitled An Act relating to the creation of a criminal offense for impersonating a security officer regulated by the Texas Commission on Private Security.
- **HB 952** (by Naishtat), A bill to be entitled An Act relating to interstate guardianships.
- **CSHB 1011** (by Swinford), A bill to be entitled An Act relating to the transfer of the Amarillo campus of the Texas State Technical College System to Amarillo College.
- **HB 1015** (by Gallego), A bill to be entitled An Act relating to the application of the professional prosecutors law to the district attorney for the 83rd Judicial District.
- **HB 1023** (by F. Brown), A bill to be entitled An Act relating to recreational sports fees charged at institutions in The Texas A&M University System.
- **HB 1024** (by F. Brown), A bill to be entitled An Act relating to student center complex fees charged at institutions in The Texas A&M University System.
- **CSHB 1073** (by Farabee), A bill to be entitled An Act relating to the hours of operation of certain courts for proceedings under the Texas Mental Health Code.
- **CSHB 1091** (by E. Reyna), A bill to be entitled An Act relating to the appointment of members to certain county civil service commissions.
- **CSHB 1107** (by Hartnett), A bill to be entitled An Act relating to the use of money in the county law library fund.
- **SB 181** (Junell House Sponsor), in lieu of **HB 1112**, A bill to be entitled An Act relating to the terms of court of the 32nd Judicial District.
 - Representative Counts moved to lay $HB\ 1112$ on the table subject to call.
 - The motion prevailed without objection.
- **HB 1114** (by Bailey), A bill to be entitled An Act relating to designating the last Tuesday in September as Voter Registration Day.
- **HB 1161** (by Eiland), A bill to be entitled An Act relating to the administration of the Business Enterprises Program trust fund.
- CSHB 1175 (by Raymond and Naishtat), A bill to be entitled An Act relating to minimum training regarding family violence for certain state

employees and other persons administering the financial assistance program and to identification of and services for certain victims of family violence.

CSHB 1220 (by Hartnett), A bill to be entitled An Act relating to payments made to certain counties from the judicial fund and to the creation and use of a contributions fund in each of those counties.

SB 611 (Counts - House Sponsor), in lieu of **HB 1232**, A bill to be entitled An Act relating to the membership of the board of directors of the Rolling Plains Groundwater Conservation District.

Representative Counts moved to lay HB 1232 on the table subject to call.

The motion prevailed without objection.

SB 509 (Coleman, Naishtat, and Kitchen - House Sponsors), in lieu of **HB 1278**, A bill to be entitled An Act relating to an asbestos survey before issuance of a building permit to renovate or demolish certain buildings.

Representative Coleman moved to lay HB 1278 on the table subject to call.

The motion prevailed without objection.

CSHB 1285 (by Brimer), A bill to be entitled An Act relating to providing information to a municipality on sales and use taxes paid to the municipality.

HB 1299 (by Kuempel), A bill to be entitled An Act relating to the pooling of sick leave by county employees.

CSHB 1307 (by Villarreal), A bill to be entitled An Act relating to the establishment of a child-care resource and referral network.

SB 628 (Berman - House Sponsor), in lieu of **HB 1356**, A bill to be entitled An Act relating to imposing a recreational facility fee at The University of Texas at Tyler.

Representative Berman moved to lay HB 1356 on the table subject to call.

The motion prevailed without objection.

HB 1357 (by Berman), A bill to be entitled An Act relating to imposing an intercollegiate athletics fee at The University of Texas at Tyler.

Representative Berman moved to lay HB 1357 on the table subject to call.

The motion prevailed without objection.

HB 1378 (by McReynolds), A bill to be entitled An Act relating to the application of vehicle and traffic law to certain mobility assistance devices.

HB 1390 (by Najera and Pickett), A bill to be entitled An Act relating to the authority of certain municipalities to create an industrial development district.

HB 1392 (by Keffer), A bill to be entitled An Act relating to applications for ad valorem tax exemptions for certain community housing development organizations.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative McCall, Representative Keffer offered the following committee amendment to **HB 1392**:

Amend **HB 1392** by renumbering Section 2 and Section 3 as Section 3 and Section 4, respectively, and adding a new Section 2 to read as follows:

SECTION 2. Section 11.182, Tax Code, is amended by adding Subsection (f) to read as follows:

(f) If any property owned by an organization receiving an exemption under this section has been acquired or sold during the preceding year, such organization shall file by March 31 of the following year with the chief appraiser in the county in which the relevant property is located, on a form promulgated by the Comptroller of Public Accounts, a list of such properties acquired or sold during the preceding year.

Amendment No. 1 was adopted without objection.

CSHB 1419 (by J. Jones and Madden), A bill to be entitled An Act relating to requiring the secretary of state to study voting systems, technologies, and strategies.

HB 1459 (by Williams), A bill to be entitled An Act relating to interment rights in a cemetery plot.

HB 1512 (by Counts), A bill to be entitled An Act relating to the powers and duties of Stonewall County Hospital District.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative G. Lewis, Representative Counts offered the following committee amendment to **HB 1512**:

Amend **HB 1512**, on page 6, by striking lines 13 and 14 and substituting "[District, the] board of directors may annually [shall have the power and authority and it shall be their duty to] levy on all".

Amendment No. 1 was adopted without objection.

HB 1516 (by Janek), A bill to be entitled An Act relating to the provision of catastrophic case management services under the medical assistance program.

HB 1523 (by Wilson), A bill to be entitled An Act relating to the abolishment of market research packager's permits for receiving alcoholic beverages.

HB 1532 (by Kuempel), A bill to be entitled An Act relating to the determination under the school finance system of the amount of collected taxes for certain school districts.

HB 1562 (by Thompson), A bill to be entitled An Act relating to the control of health insurance fraud; providing administrative penalties.

Amendment No. 1 (Committee Amendment No. 1)

Representative Thompson offered the following committee amendment to **HB 1562**:

Amend HB 1562 as follows:

(1) on page 1, by striking lines 16-17, and inserting the following:

"SECTION 3. Section 6, Article 1.10D, Insurance Code, is amended by amending Subsection (a) and adding Subsection (e) to read as follows:"

- (2) on page 2 by striking lines 8 and 9 and inserting the following:
- "(4) a special investigative unit of an insurer, including a person contracting to provide special investigative unit services, or an employee of an insurer who is responsible for the investigation of suspected fraudulent insurance acts.
- (e) Information provided herein by an insurer to the insurance fraud unit and/or an authorized governmental agency shall not be subject to public disclosure. The information may be used by the insurance fraud unit and/or governmental agency only for the performance of its duties as described herein. An insurer must exercise reasonable care concerning the accuracy of the information conveyed either to the insurance fraud unit, an authorized governmental agency, other insurers, or other persons or entities."

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

Representative Thompson offered the following committee amendment to **HB 1562**:

Amend **HB 1562**, on page 3, by striking lines 19-27 and inserting the following:

- Art. 3.97-3. INSURER ANTIFRAUD PLANS. (a) An insurer shall adopt an antifraud plan under this article. The insurer may annually file that plan with the insurance fraud unit. The plan must include:
- (1) a description of the insurer's procedures for detecting and investigating possible fraudulent insurance acts; and
- (2) a description of the insurer's procedures for reporting possible fraudulent insurance acts to the insurance fraud unit.
- (b) If an insurer participating in the STAR or STAR plus Medicaid program [cite], or the state child health plan under Chapter 62, Health and Safety Code, has in place a fraud and abuse plan approved by a health and human services agency, such plan shall be deemed to meet the requirements of this subchapter. If such insurer is required by law to report possible fraudulent insurance acts to a health and human services agency and/or the Office of Attorney General, such insurer shall not be required to also report such acts to the insurance fraud unit.
- (c) The health and human services agencies, the Office of Attorney General and the insurance fraud unit shall coordinate enforcement efforts relating to acts covered by this subchapter that occur in relation to state Medicaid program or state child health plan program.

Amendment No. 2 was adopted without objection.

- **HB 1583** (by Gallego, Hinojosa, and Haggerty), A bill to be entitled An Act relating to the qualifications required for employment as a parole officer or parole officer supervisor.
- **HB 1584** (by Gallego, Hinojosa, and Haggerty), A bill to be entitled An Act relating to procedures applicable to the release of an inmate on mandatory supervision.

SB 738 (Chisum - House Sponsor), in lieu of **HB 1605**, A bill to be entitled An Act relating to authorizing members of the governing body of certain municipalities to serve as volunteers.

Representative Counts moved to lay **HB 1605** on the table subject to call.

The motion prevailed without objection.

CSHB 1628 (by Deshotel), A bill to be entitled An Act relating to the transfer of certain state property from the Texas Department of Mental Health and Mental Retardation to Spindletop MHMR Services.

SB 487 (Hamric - House Sponsor), in lieu of HB 1638, A bill to be entitled An Act relating to bids for and awards of a state highway improvement contract.

Amendment No. 1 (Committee Amendment No. 1)

Representative Hamric offered the following committee amendment to **SB 487**:

Amend **SB 487** by striking SECTION 2 of the bill and renumbering the subsequent sections appropriately.

SECTION 2. Section 223.0041, Transportation Code, is amended by adding Subsection (d) to read as follows:

(d) Unless by a two-thirds vote of the membership, the commission may not award a contract to a bidder that has a total amount under contract that equals more than 40 percent of the total amount of highway construction under contract in the highway district in which the highway project under bid is located.

Amendment No. 1 was adopted without objection.

Representative Hamric moved to lay **HB 1638** on the table subject to call.

The motion prevailed without objection.

HB 1639 (by Yarbrough), A bill to be entitled An Act relating to the form for an application for an early voting ballot to be voted by mail.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Denny, Representative Yarbrough offered the following committee amendment to **HB 1639**:

Amend HB 1639 as follows:

On line 9 between "the" and "official" insert "name or office or ".

Amendment No. 1 was adopted without objection.

CSHB 1671 (by Hochberg), A bill to be entitled An Act relating to the names of certain entities within The University of Texas System.

HB 1700 was withdrawn.

HB 1703 (by Smithee), A bill to be entitled An Act relating to regulation of nonadmitted captive insurance companies.

CSSB 777 (Thompson - House Sponsor), in lieu of **HB 1714**, A bill to be entitled An Act relating to specialized license plates and parking placards for vehicles of persons with disabilities.

Representative Thompson moved to lay HB 1714 on the table subject to call.

The motion prevailed without objection.

HB 1731 was withdrawn.

HB 1756 was withdrawn.

CSHB 1758 (by S. Turner and Naishtat), A bill to be entitled An Act relating to access for females under 18 years of age to facilities, services, and treatment available through health and human services and juvenile corrections programs.

CSHB 1784 (by Cook, Kolkhorst, et al.), A bill to be entitled An Act relating to the ratification, creation, administration, powers, duties, operation, and financing of groundwater conservation districts for the management of groundwater resources in the central Carrizo-Wilcox area.

HB 1791 (by Kuempel), A bill to be entitled An Act relating to the creation of an additional county court at law in Guadalupe County.

Representative Kuempel moved to lay HB 1791 on the table subject to call.

The motion prevailed without objection.

SB 835 (Denny - House Sponsor), in lieu of **HB 1836**, A bill to be entitled An Act relating to the directors of the Upper Trinity Regional Water District and the powers and duties of the district; providing a criminal penalty.

Representative Denny moved to lay HB 1836 on the table subject to call.

The motion prevailed without objection.

CSHB 1842 (by Callegari, et al.), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the West Harris County Regional Water Authority; granting the power of eminent domain; granting the authority to issue bonds or notes; providing a civil penalty.

HB 1886 (by Coleman), A bill to be entitled An Act relating to municipal hotel occupancy taxes.

HB 1909 (by Junell), A bill to be entitled An Act relating to the management of and certain actions and proceedings regarding the Lipan-Kickapoo Water Conservation District.

HB 1924 (by Haggerty), A bill to be entitled An Act relating to the development of a United States air defense museum at Fort Bliss.

HB 1944 was withdrawn.

CSHB 1958 (by Naishtat), A bill to be entitled An Act relating to participation in and benefits and administration of retirement systems for firefighters in certain municipalities.

- **HB 1990** (by S. Turner), A bill to be entitled An Act relating to the creation of the Near Northwest Management District; providing authority to impose a tax and issue bonds.
- **CSHB 2058** (by J. Moreno), A bill to be entitled An Act relating to the inspection of a commercial motor carrier's premises by municipal police officers.
- **HB 2077** (by A. Reyna), A bill to be entitled An Act relating to the authority of a child support master to hear certain cases.
- **HB 2091** (by Miller, et al.), A bill to be entitled An Act relating to tuberculosis control in certain animals.
- **SB 774** (Goodman House Sponsor), in lieu of **HB 2096**, A bill to be entitled An Act relating to the composition of the third and eighth administrative judicial regions.

Representative Goodman moved to lay HB 2096 on the table subject to call.

The motion prevailed without objection.

- **HB 2112** (by Dutton), A bill to be entitled An Act relating to rules of civil procedure adopted by the supreme court.
- **HB 2144** (by Gray), A bill to be entitled An Act relating to certain purchases by the General Land Office.
- **HB 2173** (by Krusee), A bill to be entitled An Act relating to the authority of certain local entities to create a presumption in a prosecution for an offense involving the parking, standing, or stopping of a motor vehicle.
- **HB 2185** (by Goolsby), A bill to be entitled An Act relating to fees collected by a county tax assessor-collector for processing certain payments by credit card.

Amendment No. 1

On behalf of Representative Goolsby, Representative Y. Davis offered the following amendment to **HB 2185**:

Amend **HB 2185** in SECTION 2 of the bill as follows:

- (1) Renumber SECTION 2 of the bill to SECTION 3. (Introduced version-Bill Text, page 1, lines 1-18 to 1-22)
 - (2) Add new SECTION 2 as follows:
- SECTION 2 Section 31.06, Subsection (c), Tax Code, is amended to read as follows:
- (c) If a tax is paid by credit card, the collector <u>may</u> shall collect a fee for processing the payment. The collector shall set the fee in an amount that is reasonably related to the expense incurred by the collector or taxing unit in processing the payment by credit card, not to exceed five percent of the amount of taxes and any penalties or interest being paid. The fee is in addition to the amount of taxes, penalties, or interest.

Amendment No. 1 was adopted without objection.

- **HB 2217** (by Hawley), A bill to be entitled An Act relating to the issuance of a certificate of title for certain farm semitrailers.
 - HB 2221 was withdrawn.
- **CSHB 2238** (by J. Moreno), A bill to be entitled An Act relating to the closing of streets or alleys by institutions of higher education in certain counties.
- **CSHB 2247** (by Ellis), A bill to be entitled An Act relating to establishing an exit interview process for employees of the institutional division of the Texas Department of Criminal Justice.
- **CSHB 2278** (by Carter), A bill to be entitled An Act relating to the consolidation and functions of the energy management center and the state energy conservation office and to the transfer of the powers and duties of the center and the office to the comptroller's office.
- **HB 2279** (by Naishtat and Kitchen), A bill to be entitled An Act relating to the exemption from the payment of higher education tuition and fees for certain recipients of Temporary Assistance for Needy Families benefits.
- **HB 2286** (by Averitt), A bill to be entitled An Act relating to the operation of and coverage under small employer health benefit plans.
- **CSHB 2295** (by Woolley, Danburg, and Nixon), A bill to be entitled An Act relating to the powers of Harris County Improvement District No. 1.
- **HB 2307** (by Clark), A bill to be entitled An Act relating to the creation of a county court at law in Cooke County, to the jurisdiction of the County Court of Cooke County, and to an exemption from certain judicial training and instruction for the judge of the county court.
- **HB 2316** (by McClendon), A bill to be entitled An Act relating to the sale of certain state property from the General Services Commission to Bethel African Methodist Episcopal Church.
- **CSHB 2345** (by Naishtat), A bill to be entitled An Act relating to the specialized telecommunications assistance program.
- **HB 2347** (by Raymond), A bill to be entitled An Act relating to a court fee to be used for courthouse security in Webb County.
- **HB 2349** (by Hilderbran), A bill to be entitled An Act relating to the service areas of certain junior college districts.
- **CSHB 2362** (by Hope and Williams), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Lone Star Groundwater Conservation District.
- **SB 989** (Williams House Sponsor), in lieu of **HB 2366**, A bill to be entitled An Act relating to the mission of Prairie View A&M University.
 - Representative Williams moved to lay $HB\ 2366$ on the table subject to call.
 - The motion prevailed without objection.
- **HB 2397** (by Chavez), A bill to be entitled An Act relating to a study and report concerning the compensation received by part-time and full-time faculty members at public institutions of higher education.

- **HB 2401** (by R. Lewis), A bill to be entitled An Act relating to programs and funding methods that promote water conservation among certain state and local entities.
- CSHB 2432 (by Cook), A bill to be entitled An Act relating to the ratification of the creation of and to the administration, powers, duties, operation, and financing of the Lost Pines Groundwater Conservation District.
- **HB 2437** (by Y. Davis), A bill to be entitled An Act relating to continuing education requirements for code enforcement officers.
- **HB 2440** (by Krusee, Keel, Maxey, Naishtat, and Dukes), A bill to be entitled An Act relating to a referendum for a rail plan in certain metropolitan rapid transit authorities.
 - HB 2484 was withdrawn.
- **HB 2488** (by Chisum), A bill to be entitled An Act relating to the powers and duties of the Donley County Hospital District.
- **HB 2491** (by Bosse), A bill to be entitled An Act relating to the validation of certain actions and of the legal description of Harris County Water Control and Improvement District No. 84.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Walker, Representative Bosse offered the following committee amendment to **HB 2491**:

Amend **HB 2491** as follows:

- (1) On page 26, line 21, strike "2000" and insert "2001".
- (2) On page 26, line 22, strike "2000" and insert "2001".

Amendment No. 1 was adopted without objection.

- **CSHB 2525** (by Junell), A bill to be entitled An Act relating to the operation of the Mitchell County Hospital District.
- **HB 2529** (by Junell), A bill to be entitled An Act relating to the ratification of the creation of and to the administration, powers, duties, operation, taxing authority, and financing of the Lone Wolf Groundwater Conservation District.
- **HB 2559** (by E. Jones), A bill to be entitled An Act relating to the jurisdiction of a municipal court.
- **HB 2567** (by Hinojosa), A bill to be entitled An Act relating to the creation of the offense of extortion.
- **HB 2571** (by McReynolds), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Angelina County Water Control and Improvement District No. 4; authorizing the imposition of taxes and the issuance of bonds and granting the power of eminent domain; providing a civil penalty.
- **CSHB 2572** (by McReynolds and Christian), A bill to be entitled An Act relating to the creation, administration, powers, duties, operations, and financing of the Pineywoods Groundwater Conservation District.

CSHB 2579 (by R. Lewis), A bill to be entitled An Act relating to annexation and incorporation procedures relating to certain unincorporated communities in certain counties.

HB 2585 (by Chavez, G. Lewis, Bonnen and Pitts), A bill to be entitled An Act relating to motorcycle operator and passenger safety.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Driver, Representative Chavez offered the following committee amendment to **HB 2585**:

Amend HB 2585 as follows:

- (1) on page 1, line 9, insert "and not wearing a helmet" between "21," and "the".
- (2) on page 3, line 3, strike "county-by-county basis" and substitute "by site basis".

Amendment No. 1 was adopted without objection.

HB 2587 (by Counts), A bill to be entitled An Act relating to zoning in Kent County around Lake Alan Henry.

CSHB 2589 (by Hochberg), A bill to be entitled An Act relating to the required posting of information on a state agency's Internet site and to the confidentiality of certain information.

CSHB 2601 (by Coleman), A bill to be entitled An Act relating to the ad valorem taxation of certain possessory interests in certain municipal property open to the public.

HB 2603 was withdrawn.

CSHB 2628 (by Wolens), A bill to be entitled An Act relating to the powers and rights of a cultural educational facilities finance corporation.

HB 2658 (by Counts), A bill to be entitled An Act relating to the authority of Knox County Hospital District to enter into a loan agreement.

CSHB 2663 (by Grusendorf), A bill to be entitled An Act relating to a license or permit for certain sex offenders to operate a motor vehicle or commercial motor vehicle.

CSHB 2690 (by Walker), A bill to be entitled An Act relating to enforcement measures available to groundwater conservation districts.

HB 2750 (by E. Jones), A bill to be entitled An Act relating to the authority of a law enforcement agency to remove property from a roadway.

HB 2758 (by Ritter, Deshotel, and R. Lewis), A bill to be entitled An Act relating to the authority of certain counties to impose a hotel occupancy tax and to the rate of the tax.

Amendment No. 1

Representative Ritter offered the following amendment to HB 2758:

Amend **HB 2758** on page 1 by striking lines 8-10 and substituting "(a)(4), (6), (8), (10), (11), or (12) to impose the tax does not apply to a hotel located in".

Amendment No. 1 was adopted without objection.

- **HB 2780** (by Villarreal), A bill to be entitled An Act relating to the effect of a recount on qualifying for an office involved in the recount.
- **HB 2788** (by Solomons, Crownover, and Denny), A bill to be entitled An Act relating to the transfer of certain cases from a district court of a judicial district to a newly created district court of that judicial district.
- **HB 2796** (by Goolsby), A bill to be entitled An Act relating to a trust fund for the purpose of maintaining and preserving the Capitol, the General Land Office Building, their contents, and their grounds.
- **CSHB 2816** (by F. Brown), A bill to be entitled An Act relating to the creation of nonprofit corporations to refund certain outstanding student loan bonds.
- **CSHB 2847** (by Averitt), A bill to be entitled An Act relating to the authority of the Brazos River Authority to discover, develop, produce, and use groundwater in the Brazos River Basin and environs.
- **CSHB 2869** (by Ramsay), A bill to be entitled An Act relating to county financial reporting procedures and to the creation of the Texas County Financial Data Advisory Committee.
- **HB 2870** (by Ramsay), A bill to be entitled An Act relating to the authority of a commissioners court of a county to develop and administer an economic development program for making loans or grants of public money.
- **HB 2873** (by Uher), A bill to be entitled An Act relating to fees charged by district and county clerks for copies of records.
- **HB 2874** (by Uher), A bill to be entitled An Act relating to the withdrawal of time by a county employee from the county sick leave pool.
- **HB 2875** (by Uher), A bill to be entitled An Act relating to the authority of Matagorda County Hospital District to lease property and enter into a loan agreement.
- **CSHB 2882** (by Naishtat), A bill to be entitled An Act relating to the jurisdiction of the Probate Court No. 1 of Travis County.
- **CSHB 2922** (by J. Jones, Hodge, and Madden), A bill to be entitled An Act relating to requiring the secretary of state to establish a toll-free telephone number for reporting abuses of voting rights.
- **HB 2923** (by J. Jones, Hodge, and Madden), A bill to be entitled An Act relating to the implementation of new voting system technology in certain elections.
- **HB 2947** (by J. Davis), A bill to be entitled An Act relating to the posting of notice for water discharge permits.
- **CSHB 2959** (by Williams), A bill to be entitled An Act relating to the board of supervisors and the powers of the Brookshire-Katy Drainage District; providing a civil penalty.

- **HB 2994** (by R. Lewis), A bill to be entitled An Act relating to the authority of districts to enter into contracts to pay taxes.
- **HB 3028** (by Dunnam), A bill to be entitled An Act relating to a state science and engineering fair conducted by the Texas Higher Education Coordinating Board.
- **CSHB 3034** (by Najera), A bill to be entitled An Act relating to certain fees imposed by the Lower Valley Water District.
- CSHB 3037 (by Walker), A bill to be entitled An Act relating to the regulation of spacing and production of wells by a groundwater conservation district.
- **HB 3055** (by Dukes), A bill to be entitled An Act relating to authorizing a county to pay the costs of an owner-controlled insurance program with the proceeds of certain securities issued by the county.
- **HB 3069** (by Chisum), A bill to be entitled An Act relating to the maintenance of certain cemeteries.
- **CSHB 3096** (by Counts), A bill to be entitled An Act relating to the development of a water supply reservoir project at a site known as the Post Reservoir site in Garza County, Texas.
- **CSHB 3132** (by P. King), A bill to be entitled An Act relating to the dissolution of the Gainesville Hospital District and the Muenster Hospital District and the creation of the Cooke County Hospital District.
- **HB 3134** (by Chavez and Garcia), A bill to be entitled An Act relating to certain conduct of notaries public; providing a penalty.
- **HB 3150** (by Allen), A bill to be entitled An Act relating to authorizing county officers and employees to receive reduced travel agent fees for travel arrangements for official county business.
- **HB 3159** (by Bonnen), A bill to be entitled An Act relating to the compensation and per diem of the commissioners of Brazoria Drainage District Number 4.
- **HB 3161** (by Bonnen), A bill to be entitled An Act relating to the expiration of certain subdivision plats.
- **HB 3172** (by Thompson and Menendez), A bill to be entitled An Act relating to the authority of a county to establish public improvement districts.
- **CSHB 3174** (by Solis), A bill to be entitled An Act relating to the operation of the Court of Appeals for the Thirteenth Court of Appeals District and the creation of an appellate judicial system for the district.
- **HB 3181** (by Danburg and Madden), A bill to be entitled An Act relating to procedures for maintaining information on lists of registered voters.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Madden, Representative Danburg offered the following committee amendment to **HB 3181**:

Amend HB 3181 as follows:

Add a new SECTION 5 as follows:

SECTION 5. Chapter 2175, Government Code, Subchapter F, is amended by adding a new Section 2175.305

Section 2175.305. Exception for the Secretary of State.

This chapter does not apply to the disposition of surplus computer equipment by the Secretary of State. The Secretary of State shall give preference to transferring the property to counties for the purpose of improving voter registration technology and complying with section 18.063 of the Election Code.

Amend **HB 3181** as follows:

On page 3, line 12, add a new subsection (c) as follows:

(c) Any funds authorized under this chapter that lapse to the state after the expiration of the two-year period in which they may used shall be placed in a special fund administered by the secretary of state. The secretary of state shall issue monies from this fund to counties with limited technological resources to upgrade voter registration technology. The secretary of state shall prescribe procedures necessary to implement this section.

Amendment No. 1 was adopted without objection.

CSHB 3191 (by Puente), A bill to be entitled An Act relating to the consent of certain municipalities to the inclusion of their extraterritorial jurisdiction in emergency services districts.

Amendment No. 1

Representative Puente offered the following amendment to **CSHB 3191**:

Amend CSHB 3191 as follows:

- (1) On page 2, lines 11-12, strike "In a county with a population of less than 1.4 million, the" and substitute "The".
- (2) On page 2, lines 13-14, strike "the county" and substitute "a county with a population of less than 1.4 million that is the county in which the majority of the territory inside the municipality's corporate boundaries is located".

Amendment No. 1 was adopted without objection.

HB 3197 was withdrawn.

CSHB 3229 (by Craddick), A bill to be entitled An Act relating to a declaration for write-in candidacy for director of the Midland County Hospital District.

CSHB 3243 (by Gallego), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Kinney County Groundwater Conservation District; granting the power of eminent domain and conditionally granting authority to levy property taxes.

HB 3286 (by R. Lewis), A bill to be entitled An Act relating to water conservation measures by state agencies and local governments.

HB 3298 (by Bonnen), A bill to be entitled An Act relating to the contracting authority of and authorized uses for corporate revenue by certain industrial development corporations.

- **CSHB 3315** (by Ramsay), A bill to be entitled An Act relating to county regulation of outdoor burning.
- **HB 3356** (by McReynolds), A bill to be entitled An Act relating to the appointment of bailiffs by the judges of the district courts and county courts at law in Angelina County.
- **CSHB 3357** (by Kuempel), A bill to be entitled An Act relating to the power of a river authority engaged in the distribution and sale of electric energy to provide credit support for an affiliated nonprofit corporation.
- **CSHB 3365** (by Maxey), A bill to be entitled An Act relating to medical case management services provided by a social worker under the Medicaid program.
- **HB 3403** (by T. King), A bill to be entitled An Act relating to the establishment of visitation centers and visitation exchange facilities in certain counties.
- **CSHB 3415** (by McClendon), A bill to be entitled An Act relating to the development and use of landfill gas for state energy and environmental purposes.
- **HB 3484** (by Solomons), A bill to be entitled An Act relating to forwarding process served upon the secretary of state.
- **CSSB 1468** (Coleman House Sponsor), in lieu of **HB 3487**, A bill to be entitled An Act relating to a memorandum of understanding for services for persons needing multiagency services.
 - Representative Coleman moved to lay HB 3487 on the table subject to call.

The motion prevailed without objection.

- **HB 3544** (by Hilderbran), A bill to be entitled An Act relating to the ratification of the creation of and to the administration, powers, duties, operation, and financing of the Cow Creek Groundwater Conservation District.
- **HB 3556** (by Maxey), A bill to be entitled An Act relating to the life safety code standards for assisted living facilities for supervision of medication and general welfare.
- **CSHB 3589** (by Hunter), A bill to be entitled An Act relating to the Texas Film Industry Development Loan Guarantee Program.
- **CSHB 3591** (by Hunter), A bill to be entitled An Act relating to including certain libraries of nonprofit corporations in the TexShare consortium and authorizing grants from the telecommunications infrastructure fund to those libraries.
- **HB 3626** (by Hardcastle), A bill to be entitled An Act relating to the ratification of the creation of and to the administration, powers, duties, operation, and financing of the Tri-County Groundwater Conservation District.
- **HB 3635** (by Cook), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Wharton County Drainage District.

- **HB 3636** (by Geren), A bill to be entitled An Act relating to the validation of certain actions and proceedings and to the administration, powers, duties, operation, and financing of the Tarrant Regional Water District, a Water Control and Improvement District; providing a civil penalty; creating a criminal offense.
- **SCR 12** (Haggerty House Sponsor), in lieu of **HCR 5**, Memorializing congress to authorize an additional 16 federal judges and commensurate staff to handle the current and anticipated caseloads along the Texas-Mexico border and to fully reimburse local governments for the costs incurred in prosecuting and incarcerating federal defendants.

Representative Cook moved to lay HCR 5 on the table subject to call.

- **HCR 8** (by Marchant), Memorializing congress to increase funding for research of Duchenne muscular dystrophy.
- **CSHCR 38** (by Flores, et al.), Directing the State Preservation Board to erect a statue, monument, or exhibit on the Capitol grounds honoring contributions of Tejanos.
- HCR 74 (by B. Brown), Declaring West Tawakoni the Catfish Capital of Texas.
- **CSHCR 98** (by Christian, McReynolds, Ramsay, et al.), Memorializing congress to extend the U.S.-Canada Softwood Lumber Agreement.
- HCR 104 (by J. Jones), Memorializing congress to pass legislation relating to giving a tax credit for jury service.
- **HCR 176** (by Ellis), Conferring on Colonel M. B. Etheredge of Huntsville the Texas Legislative Medal of Honor.
- **HCR 181** (by Hardcastle), Designating the Santa Rosa Palomino Club as the official "Ambassadors on Horseback" of the State of Texas.
- **HCR 186** (by Berman, Christian, Tillery, Gutierrez, Salinas, et al.), Memorializing congress to repeal the Government Pension Offset enacted in 1977.
- HCR 192 (by Goolsby), Authorizing the lieutenant governor and the speaker of the house of representatives to appoint interim joint committees.
- **HCR 197** (by Miller), Designating Gatesville as the Spur Capital of Texas.
- **HCR 210** (by Haggerty), Urging congress to enact the Railroad Retirement and Survivors' Improvement Act of 2001.
 - HR 132 was withdrawn.
- **CSHR 359** (by Christian, Swinford, R. Lewis, Hawley, et al.), Encouraging natural gas and energy suppliers to negotiate with agricultural producers to prevent disruption of utility services.
- **HR 457** (by Berman), Recognizing July 16, 2001, as Atomic Veteran Day of Remembrance in Texas.
 - SB 399 was withdrawn.

SB 404 (Hupp - House Sponsor), A bill to be entitled An Act relating to the election of directors of the Clearwater Underground Water Conservation District.

Amendment No. 1

Representatives Hupp and Cook offered the following amendment to **SB 404**:

Amend SB 404 as follows:

- (1) On page 2, line 19, strike "March 21" and substitute "May 5".
- (2) On page 2, line 21, between "District" and "may", insert ":
- (A) by order of the board of directors of the district shall cancel any scheduled election of directors; and

(B)".

- (3) On page 3, line 7, strike "and".
- (4) On page 3, line 11, strike the period and substitute "; and
- (4) the secretary of state shall assist and advise the appropriate election authorities regarding the cancellation of the scheduled election.".
 - (5) On page 3, lines 14-15, strike "March 21" and substitute "May 5".

Amendment No. 1 was adopted without objection.

- **SB 479** (Naishtat House Sponsor), A bill to be entitled An Act relating to the entry of protective order information in the statewide law enforcement information system.
- **SB 481** (Kitchen House Sponsor), A bill to be entitled An Act relating to electronic filing of reports with state agencies.
- **SB 627** (Berman House Sponsor), A bill to be entitled An Act relating to imposing an intercollegiate athletics fee at The University of Texas at Tyler.
- **SB 640** (McCall House Sponsor), A bill to be entitled An Act relating to electronic filing of certain tax reports and payments.
- **SB 797** (Kuempel House Sponsor), A bill to be entitled An Act relating to the creation of an additional county court at law in Guadalupe County.
- $SCR\ 20$ (E. Reyna House Sponsor), Urging judges who hear family law cases to increase use of alternative dispute resolution and mediation in solving child custody disputes.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Agriculture and Livestock, upon first adjournment today, Desk 108, for a formal meeting, to consider pending business.

Energy Resources, upon first adjournment today, Desk 4, for a formal meeting, to consider pending bills.

Civil Practices, upon first adjournment today, Desk 112, for a formal meeting, to consider pending business.

ADJOURNMENT

Representative Bosse moved that the house adjourn until 12:55 p.m. today.

The motion prevailed without objection.

The house accordingly, at 12:37 p.m., adjourned until 12:55 p.m. today.

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 13

SB 199, SB 565, SB 576, SB 716, SB 813, SB 858, SB 1223 House List No. 33

HCR 100, HCR 106

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE SENATE CHAMBER Austin, Texas Friday, April 20, 2001

The Honorable Speaker of the House House Chamber Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 2 Brown, J. E. "Buster"

Relating to the development and management of the water resources of the state, including the ratification of the creation of certain groundwater conservation districts; providing penalties.

SR 8 Cain

Relating to discrimination in health care rates and reimbursement; providing administrative and civil penalties.

SB 221 Staples

Relating to government purchasing using the reverse auction procedure.

SB 309 Harris

Relating to the application of the sunset review process to certain governmental entities.

SB 731 Brown, J. E. "Buster"

Relating to the liability of an officer of a nonprofit corporation.

SB 886 Ogden

Relating to motor vehicle size and weight limitations; providing penalties.

SB 1376 Moncrief

Relating to amelioration of convalescent and nursing home and intermediate care facility violations; waiving the right to an administrative hearing.

SB 1519 Lucio

Relating to engineering personnel of the Texas Department of Transportation.

SB 1590 Moncrief

Relating to the admissibility of evidence relating to certain Texas Department of Human Services investigations or surveys in certain actions or proceedings.

SB 1593 Moncrief

Relating to nursing institutions, assisted living facilities, and intermediate care facilities for the mentally retarded.

Respectfully,

Betty King

Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE SENATE CHAMBER Austin, Texas Friday, April 20, 2001 - 2

The Honorable Speaker of the House House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

LOCAL AND UNCONTESTED CALENDAR

HB 808 Hartnett SPONSOR: Cain

Relating to the composition of the Commission on Uniform State Laws.

HB 1212 Dunnam SPONSOR: Fraser

Relating to installment payments of tuition and fees by a student enrolled for a summer session at a public institution of higher education.

HB 1753 Gutierrez SPONSOR: Zaffirini

Relating to authorizing The University of Texas—Pan American to establish an upper-division extension campus in Rio Grande City and to enter into a partnership agreement with a junior college district for lower-division courses.

SB 12 Nelson

Relating to a prohibition of discrimination based on the use of certain information in the determination of eligibility for employment, an occupational license, or insurance coverage.

SB 228 Shapleigh

Relating to requiring certain state agencies to study the state and federal mandates affecting the region of the state near the border with Mexico.

SB 280 Nelson

Relating to requiring the Texas Department of Health to prepare a request for information for storing and distributing vaccines.

SB 281 Nelson

Relating to requiring the Texas Department of Health to allow health care providers to use certain vaccines in the federal vaccines for children program.

SB 282 Nelson

Relating to requiring the Texas Department of Health to promote the vaccines for children program to certain health care providers not currently enrolled in the program.

SB 333 Moncrief

Relating to the state child health plan for certain low-income children.

SB 486 Brown, J. E. "Buster"

Relating to state liability for certain conduct of juvenile board members.

SB 593 Barrientos

Relating to credit in and benefits and administration of retirement systems for police officers in certain municipalities.

SB 609 Bernsen

Relating to the compensation received by state peace officers who are required to work on certain holidays.

SB 610 Bernsen

Relating to the restoration of the civil rights of certain individuals convicted of offenses allegedly committed in other countries.

SB 732 Barrientos

Relating to the certification of certain revenue received by a county after the fiscal year begins.

SB 790 Barrientos

Relating to participation in and benefits and administration of retirement systems for firefighters in certain municipalities.

SB 791 Nelson

Relating to the imposition of administrative, civil, and criminal penalties and the authorization of emergency license suspension for certain licensing programs regulated by the Texas Department of Health.

SB 837 Shapleigh

Relating to the development of a strategic plan by the Border Health Institute.

SB 840 Wentworth

Relating to the response required of a governmental body to a request for information from a person who is incarcerated.

SB 846 Cain

Relating to municipal payroll deductions.

SB 870 Lindsay

Relating to the authority of a commissioners court of a county to authorize certain community and economic development programs.

SB 905 Shapleigh

Relating to requiring the Texas Natural Resource Conservation Commission to study brick-making processes near the Texas-Mexico border.

SB 909 Shapiro

Relating to associate judges appointed by certain district courts in Dallas County.

SB 935 Armbrister

Relating to engaging in the business of making, negotiating, or transacting certain consumer loans on a financial institution's behalf.

SB 941 Lindsay

Relating to eligibility for assignment of former or retired statutory probate judges as visiting judges.

SB 961 Moncrief

Relating to salary supplements by a county or a municipality for child and adult protective services workers.

SB 1001 Zaffirini

Relating to the authority of a judge of a district court to hear certain matters at a correctional facility.

SB 1046 Moncrief

Relating to the enforcement powers of the Texas Department of Health over food, drugs, devices, and cosmetics.

SB 1106 Bernsen

Relating to the application of the Medical Liability and Insurance Improvement Act of Texas to optometrists and therapeutic optometrists.

SB 1146 Shapleigh

Relating to the creation of an information link for state agencies with jurisdiction over environmental and natural resources matters.

SB 1155 Ellis, Rodney

Relating to the names of certain entities within The University of Texas System.

SB 1178 Gallegos

Relating to the procedure under the open meetings law in certain independent school districts for the appointment of a school trustee.

SB 1180 Gallegos

Relating to the filing deadline for candidacy for the governing body of certain school districts.

SB 1181 Shapleigh

Relating to requiring health insurers and related entities to disclose certain information.

SB 1235 Cain

Relating to waiving the requirement of a bond for certain alcoholic beverage permit holders and licensees.

SB 1236 Cain

Relating to the grace period on renewal of an alcoholic beverage license or permit.

SB 1264 Haywood

Relating to the scope of practice of a physician assistant acting in a delegated practice.

SB 1355 Armbrister

Relating to certain personal property that is presumed abandoned.

SB 1373 Moncrief

Relating to education and training programs for food service workers.

SB 1394 Fraser

Relating to the operation of a statewide rural health care system.

SB 1411 Moncrief

Relating to dental services provided under the medical assistance program.

SB 1415 Lindsay

Relating to the issuance of anticipation notes by certain flood control districts and hospital districts in highly populated counties and refunding of anticipation notes.

SB 1472 Ogden

Relating to the general property deposit paid by a student of a public institution of higher education.

SB 1491 Shapleigh

Relating to the public inspection of certain information on an early voting roster.

SB 1496 Barrientos

Relating to the reassignment of the responsibilities of the Child Care Development Board.

SB 1503 Lucio

Relating to an assessment of the affordable housing needs of the regions of this state.

SB 1533 Madla

Relating to the authority of the commissioners court of a county to impose an application fee to be paid in connection with an application or request for county ad valorem tax abatement.

SB 1543 Nelson

Relating to the review of certain rules adopted by the State Board of Education concerning the required curriculum for public school students.

SB 1570 West, Royce

Relating to the expunction of arrest records and files based on an acquittal.

SB 1588 Moncrief

Relating to a preliminary examination for emergency detention because of mental illness.

SB 1640 Bernsen

Relating to a provision for the payment or transfer of a person's interest in a mutual fund account on the person's death.

SB 1667 Cain

Relating to records retained for taxation purposes by alcoholic beverage permittees.

SB 1683 Jackson

Relating to the management of money earned by certain children while receiving services from the Department of Protective and Regulatory Services.

SB 1763 Moncrief

Relating to the provision of information about patient assistance programs offered by pharmaceutical companies.

SCR 37 Nelson

Encouraging U.S. Congress to provide tax credits to individuals buying private health insurance.

Respectfully,

Betty King

Secretary of the Senate